



PTO/SB/S3 (03-03)

Approved for use through 01/31/2004. OMB 0851-0033

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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REISSUE APPLICATION DECLARATION BY THE ASSIGNEE		Docket Number (optional) 12665.46
I hereby declare that: The residence, mailing address and citizenship of the inventors are stated below. I am authorized to act on behalf of the following assignee: <u>MessagePhone, Inc.</u> and the title of my position with said assignee is: <u>President</u> The entire title to the patent identified below is vested in said assignee.		
Inventor <u>Lawrence R. Biggs, Jr.</u>		Citizenship <u>U.S.</u>
Residence/Mailing Address <u>5616 Ventana Trail, Dallas, TX. 75252</u>		
Inventor <u>Barry S. Budow</u>		Citizenship <u>U.S.</u>
Residence/Mailing Address <u>YO Ranchlands, 81 Elm Waterhole, Mountain Home, TX. 78058</u>		
<input type="checkbox"/> Additional inventors are named on separately numbered sheets attached hereto.		
Patent Number <u>5,323,448</u>		Date of Patent Issued <u>June 21, 1994</u>
Title of Invention SYSTEM FOR ACCESSING AMENITIES THROUGH A PUBLIC TELEPHONE NETWORK		
I believe said inventor(s) to be the original and first inventor(s) of the subject matter which is described and claimed in said patent, for which a reissue patent is sought on the invention entitled: SYSTEM FOR ACCESSING AMENITIES THROUGH A PUBLIC TELEPHONE NETWORK the specification of which <input type="checkbox"/> is attached hereto. <input checked="" type="checkbox"/> was filed on <u>12/28/00</u> as reissue application number <u>09 / 752,759</u> and was amended on <u>12/29/02 & 03/21/03</u> (if applicable)		
I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56. I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.) <input checked="" type="checkbox"/> by reason of a defective specification or drawing. <input type="checkbox"/> by reason of the patentee claiming more or less than he had the right to claim in the patent. <input type="checkbox"/> by reason of other errors.		

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.5 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PTO/SB/52 (03-02)
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REISSUE APPLICATION DECLARATION BY THE ASSIGNEE		Docket Number (Optional) 12665.46						
<p>At least one error upon which reissue is based is described as follows: Regarding Claims 1 and 18, the specification does not comply with the written description requirement with regard to the term "central distribution computer", as explained in <u>MessagePhone, Inc. v. SVI Systems, Inc. and Tharaldson Property Management, Inc.</u> 99-1471, -1478 (Fed. Cir., decided August 11, 2000).</p> <p style="text-align: center;">(Attach additional sheets, if needed.)</p> <p>All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.</p> <p>I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.</p> <table style="width: 100%;"><tr><td style="width: 50%;">Name(s)</td><td style="width: 50%;">Registration Number</td></tr><tr><td>David L. McCombs</td><td>Reg. No. 32,271</td></tr><tr><td>Bill R. Naifeh</td><td>Reg. No. 44,962</td></tr></table>			Name(s)	Registration Number	David L. McCombs	Reg. No. 32,271	Bill R. Naifeh	Reg. No. 44,962
Name(s)	Registration Number							
David L. McCombs	Reg. No. 32,271							
Bill R. Naifeh	Reg. No. 44,962							
<p>Correspondence Address: Direct all communications about the application to:</p> <table style="width: 100%;"><tr><td style="width: 30%;"><input type="checkbox"/> Customer Number</td><td style="width: 30%; border: 1px solid black; text-align: center;">000027683</td><td style="width: 40%; text-align: center;">→ <div style="border: 1px solid black; padding: 5px; display: inline-block;">Place Customer Number Bar Code Label Here</div></td></tr><tr><td colspan="3" style="text-align: center;">OR Type Customer Number Here</td></tr></table>			<input type="checkbox"/> Customer Number	000027683	→ <div style="border: 1px solid black; padding: 5px; display: inline-block;">Place Customer Number Bar Code Label Here</div>	OR Type Customer Number Here		
<input type="checkbox"/> Customer Number	000027683	→ <div style="border: 1px solid black; padding: 5px; display: inline-block;">Place Customer Number Bar Code Label Here</div>						
OR Type Customer Number Here								
<input checked="" type="checkbox"/> Firm or Individual Name	David L. McCombs							
Address	Haynes and Boone, LLP							
Address	901 Main Street, Suite 3100							
City	Dallas	State TX Zip 75202						
Country	U.S.A.							
Telephone	214-651-5533	Fax 214-651-5940						
<p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.</p>								
Full name of person signing (given name, family name) Joel Pugh								
Signature	Date 3/21/03							
Address of Assignee MessagePhone, Inc., 12655 N. Central Expressway, Suite 1014, LB#56, Dallas, Texas 75243								

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PTO/BB/55 (02-01)

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REISSUE PATENT APPLICATION STATEMENT AS TO LOSS OF ORIGINAL PATENT		Docket Number (Optional) 12665.46
I hereby state that: I am the applicant for a reissue patent based on the original patent identified below.		
Name of Inventor(s)/Assignee(s) Lawrence R. Biggs & Harry S. Budow		
Patent Number 5,323,448		
Title of Invention System For Accessing Amenities Through A Public Telephone Network		
Reissue application number (if known) 09/752,759		
The ribboned original patent grant is lost or inaccessible.		
Signature 		
Typed or printed name Joel Pugh		Date 3/21/03
Title (e.g. inventor(s), officer of assignee) President of MessagePhone, Inc.		

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